

In The Matter Of:
Twana Ahmed vs.
Universal Protection Service, et al

Twana Ahmed
September 19, 2024

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1	UNITED STATES DISTRICT COURT
2	FOR THE SOUTHERN DISTRICT OF TEXAS
3	HOUSTON DIVISION
4	TWANA AHMED,
5	Plaintiff,
6	VS. : C.A. NO. 4:23-cv-02823
7	UNIVERSAL PROTECTION
8	SERVICE, LP d/b/a
9	ALLIED UNIVERSAL
10	SECURITY SERVICES,
11	Defendant.
12	*****
13	ORAL AND VIDEOTAPED DEPOSITION OF
14	TWANA AHMED
15	SEPTEMBER 19, 2024
16	*****
17	THE ORAL AND VIDEOTAPED DEPOSITION OF
18	TWANA AHMED, produced as a witness at the instance of
19	the Defendant, and duly sworn, was taken in the
20	above-styled and numbered cause on the 19th day of
21	September, 2024, from 9:45 a.m. to 6:58 p.m., before
22	Andrea L. Desormeaux, CSR in and for the State of
23	Texas, reported by machine shorthand, at the offices of
24	Vorys, Sater Seymour & Pease, 909 Fannin, Suite 2700,
25	Houston, Texas, pursuant to the Federal Rules of Civil
	Procedure and the provisions stated on the record or
	attached hereto.

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<p>09:45:09-09:46:33</p> <p>Page 6</p> <p>1 THE VIDEOGRAPHER: We are now on the</p> <p>2 record. Today's date is September 19, 2024. The time</p> <p>3 is approximately 9:44 a.m. We're here for the United</p> <p>4 States District Court for the Southern District of</p> <p>5 Texas, Houston Division. Twana Ahmed versus Universal</p> <p>6 Protection Services, LP, d/b/a Allied Universal</p> <p>7 Security Services. Case No. 4:23-cv-02823.</p> <p>8 We are located today in Houston, Texas,</p> <p>9 at Vorys Sater Seymour & Pease, LLP, at 909 Fannin</p> <p>10 Street, Suite 2700, and the Zip code is 77010. Our</p> <p>11 court reporter today is Andrea Desormeaux, and then the</p> <p>12 videographer is Brian Birmingham. We are both with</p> <p>13 Continental Court Reporters.</p> <p>14 Will counsel please voice identify</p> <p>15 yourselves and then the court reporter will swear in</p> <p>16 the witness.</p> <p>17 MR. SHINE: Nathan Shine on behalf of</p> <p>18 Universal Protection Service, LP, doing business as</p> <p>19 Allied Universal Security Services, with the firm of</p> <p>20 Martenson Hasbrouck & Simon, LP.</p> <p>21 MS. HERNANDEZ: And Amanda Hernandez for</p> <p>22 Plaintiff Twana Ahmed, with the firm AH Law, PLLC.</p> <p>23 THE REPORTER: Please state your</p> <p>24 stipulations for the record.</p> <p>25 MS. HERNANDEZ: I think the only</p>	<p>09:47:25-09:48:21</p> <p>Page 8</p> <p>1 A. First time.</p> <p>2 Q. As you can see, your answers are being</p> <p>3 recorded verbatim by a certified court reporter.</p> <p>4 A. Yes.</p> <p>5 Q. And so it's important that you don't speak</p> <p>6 over me and I won't speak over you as we're having a</p> <p>7 conversation today.</p> <p>8 Are there any reasons or circumstances</p> <p>9 that you can identify that would prevent you from</p> <p>10 testifying truthfully or accurately today?</p> <p>11 A. Sorry. What do you mean?</p> <p>12 Q. Are there any reasons that you can identify</p> <p>13 that would prevent you from being able to answer the</p> <p>14 questions truthfully today?</p> <p>15 A. I will answer the questions yes, truthfully.</p> <p>16 Q. Have you recently ingested, injected, applied,</p> <p>17 or otherwise consumed any substances that might affect</p> <p>18 your ability to testify today?</p> <p>19 A. No.</p> <p>20 Q. And if I ask a question that you do not hear</p> <p>21 or understand, I ask you that you either ask me to</p> <p>22 repeat it or rephrase it; is that okay?</p> <p>23 A. Yes.</p> <p>24 Q. And if I ask you a question and you provide an</p> <p>25 answer, I will assume that you understood the question.</p>

<p>09:48:23-09:49:15 Page 9</p> <p>1 Okay?</p> <p>2 A. That's correct.</p> <p>3 Q. And do you understand that the oath you just</p> <p>4 took prior to answering these questions carries the</p> <p>5 same obligation to tell the truth as you would before</p> <p>6 judge or jury in this matter?</p> <p>7 A. Yes.</p> <p>8 Q. And do you agree that you will truthfully</p> <p>9 answer the questions to the best of your ability today?</p> <p>10 A. Yes.</p> <p>11 Q. Before coming in today, Twana, did you think</p> <p>12 back to the events that took place in this case so that</p> <p>13 you could have a clear memory of what happened?</p> <p>14 A. Of the incident, when I was in the company?</p> <p>15 Is that what you mean?</p> <p>16 Q. Yeah.</p> <p>17 A. Yes.</p> <p>18 Q. Did you think back to what your lawsuit is</p> <p>19 about before you came in today?</p> <p>20 A. Yes, the best of my knowledge, yes.</p> <p>21 Q. And did you review any documents in</p> <p>22 preparation for today's deposition?</p> <p>23 MS. HERNANDEZ: Objection. I'm going to</p> <p>24 instruct the witness not to answer because that gets</p> <p>25 into work product, attorney work product.</p>	<p>09:50:26-09:51:51 Page 11</p> <p>1 anyone about your deposition today?</p> <p>2 A. No.</p> <p>3 Q. Twana, who do you understand to represent you</p> <p>4 as your attorney in this case?</p> <p>5 A. My attorney is Amanda.</p> <p>6 Q. Other than Amanda, do you have any other</p> <p>7 attorneys that represent you in this case?</p> <p>8 A. No.</p> <p>9 Q. Do you know someone by the name of Jennifer</p> <p>10 Stark?</p> <p>11 A. I believe there is another attorney working</p> <p>12 with my attorney that I met before, but my main</p> <p>13 attorney is Amanda.</p> <p>14 Q. The question is: Did you -- do you know</p> <p>15 someone by the name of Jennifer Stark?</p> <p>16 A. I don't recall that name very well.</p> <p>17 Q. Are you aware that a Jennifer Stark attended</p> <p>18 depositions last week?</p> <p>19 A. I believe so.</p> <p>20 Q. Do you know someone by the name of Amy Gibson?</p> <p>21 A. I might have heard about that name but not too</p> <p>22 sure.</p> <p>23 Q. Have you ever talked with an Amy Gibson about</p> <p>24 your case?</p> <p>25 A. No.</p>
<p>09:49:21-09:50:20 Page 10</p> <p>1 MR. SHINE: Respectfully, Counsel, he's</p> <p>2 allowed to testify if he reviewed any documents in</p> <p>3 preparation for his testimony.</p> <p>4 MS. HERNANDEZ: I believe under the</p> <p>5 rules, that's still considered work product. To the</p> <p>6 extent you want to rephrase, but any preparation that</p> <p>7 he did with me or reviewed, then that's work product</p> <p>8 and I'm going to advise him not to answer.</p> <p>9 Q. (By Mr. Shine) Other than working with your</p> <p>10 counsel, did you look independently at any documents</p> <p>11 today before today's deposition?</p> <p>12 A. I will stick to my attorney, what she said.</p> <p>13 Q. That's not the question.</p> <p>14 Outside of working with your attorney --</p> <p>15 A. Yes.</p> <p>16 Q. -- did you independently review any documents</p> <p>17 in your preparation for today's testimony?</p> <p>18 A. Regarding the lawsuits?</p> <p>19 Q. Any document that you may have looked at,</p> <p>20 Twana.</p> <p>21 A. No.</p> <p>22 Q. So other than working with your counsel, you</p> <p>23 did no independent preparation for today?</p> <p>24 A. No.</p> <p>25 Q. Other than your attorney, did you talk to</p>	<p>09:51:51-09:53:04 Page 12</p> <p>1 Q. Are you aware that she filed an appearance in</p> <p>2 this lawsuit stating that she represented you?</p> <p>3 A. If she did, I'm pretty sure my attorney is</p> <p>4 aware of that and she had the consent from my attorney,</p> <p>5 so I'm completely fine.</p> <p>6 Q. The question is: Are you aware that Amy</p> <p>7 Gibson filed an appearance in this lawsuit stating that</p> <p>8 she represented you?</p> <p>9 A. I can't remember that at the moment.</p> <p>10 Q. Do you know someone by the name of David</p> <p>11 Wylie?</p> <p>12 A. I can't remember that name very well.</p> <p>13 Q. Have you ever talked with a David Wiley about</p> <p>14 your case?</p> <p>15 A. Personally or over the phone? I believe not.</p> <p>16 Q. Are you aware that a David Wiley filed an</p> <p>17 appearance in this lawsuit stating that he represented</p> <p>18 you?</p> <p>19 A. Personal, as in my attorney who's sitting</p> <p>20 right here. So I don't remember that name or anything</p> <p>21 like that.</p> <p>22 Q. Did you ask an Amy Gibson to represent you?</p> <p>23 A. I don't know that person well or met anybody</p> <p>24 by that name.</p> <p>25 Q. Did you ask a David Wylie to represent you?</p>

<p>02:08:54-02:10:03 Page 173</p> <p>1 A. The other guy left the store because the other 2 guy's a lookout. 3 Q. You testified earlier that there might have 4 been three people. Where's the third guy? 5 A. There are usually three, for my last 6 experience with them before this one. 7 Q. Okay. But at this time, was there two or 8 three? 9 A. Two, but the third one I did not observe. It 10 could be somewhere in the property. 11 Q. But you have no idea? 12 A. Huh? 13 Q. You have no idea? 14 A. I didn't observe him, the third person; but 15 there are usually three. But what I saw that day, two. 16 Q. So how did you first approach him? 17 A. I was by the door. I was, like, Hey, you need 18 to pay. You need to go back to the lane. You need to 19 pay. He was in the carts, he was -- you can smell the 20 odor of alcohol coming out of his mouth. Completely 21 intoxicated. Made a verbal threat towards me and I 22 acted on that threat. 23 Well, before that, the manager told me 24 not to let them leave. 25 Q. How did the manager tell you that?</p>	<p>02:11:07-02:12:01 Page 175</p> <p>1 I was like, okay. So I gave them -- they 2 came up -- he came up to me, one of them. I didn't see 3 the second one. The second one left. 4 Q. Right. You said the guy with the hat, the guy 5 in the blue jacket, right? 6 A. Correct, correct. 7 Q. Okay. So when he came up to you and you said, 8 You need to pay for that, what did he say? 9 A. He refused to pay for it. He goes like, Move 10 out of -- move. He came towards me with the carts. He 11 said, I will cut you up. So I took it as a threat to 12 cut you up. He has a knife or something on him, so -- 13 Q. Did he say he had a knife on him? 14 A. He said, I will cut you up. 15 Q. Okay. But did he specifically say, I have a 16 knife? 17 A. Would you mind if I finish the whole thing 18 so -- 19 Q. Did he specifically say, I have a knife? 20 A. Yes, he said that. Let me finish, please. 21 Q. Did he show you said knife? 22 A. He did not pull out a knife. 23 Q. Where were his hands during the interaction, 24 Twana? 25 A. One of them was in the carts.</p>
<p>02:10:05-02:11:06 Page 174</p> <p>1 A. Don't let them leave the property with the 2 item. 3 Q. And how did he -- how did he communicate that 4 to you? 5 A. Physically, like, face-to-face. 6 Q. Was the manager with you during this 7 observation? 8 A. He stand behind the register on the other 9 side. I was the only one in the -- in the front. 10 Before -- before -- before I go up there and all that, 11 like, before they get close, he pointed and was like, 12 Don't let them leave. Don't let them leave. I was 13 like, Okay. 14 Q. So he told you orally don't let them leave, or 15 he just pointed at you and you -- 16 A. He said -- 17 Q. -- interpreted that as don't let them leave? 18 A. No, No. It's not I interpreted that. The 19 length of distance between me and him, it was not that 20 far. 21 Q. Great. How far was it? 22 A. 5 feet. It could be 5 feet or it could be 23 less. He said to me, He's coming around. If they 24 attempted to leave, don't let them leave; don't let 25 them take the merchandise.</p>	<p>02:12:03-02:12:51 Page 176</p> <p>1 Q. Where was the other one? 2 A. I believe on the side area. I don't believe 3 both of -- 4 Q. Side area of what? 5 A. His jacket or something. 6 Q. But you were observing him the whole time, 7 right? 8 A. I was observing him, yes. 9 Q. Okay. 10 A. I was watching him eye to eye. And he was 11 completely intoxicated. And he says, I will cut you up 12 if you don't move out of my way. 13 That's when I acted for a safety reason 14 to protect myself and protect the employees and 15 management and the customers of H-E-B at that time. 16 Q. Sure. So did he physically attack you? 17 A. He came up to me with the carts in an 18 aggressive way. 19 Q. What do you mean by "aggressive"? 20 A. When somebody's, like, aggressive, like comes 21 towards you with the carts. Before I interacted with 22 him, he saw me by the door. He knows I'm gonna 23 approach him and talk to him. 24 Q. How do you know that? 25 A. What?</p>

<p>02:12:52-02:13:47 Page 177</p> <p>1 Q. How do you know he knows --</p> <p>2 A. Because --</p> <p>3 Q. -- that you're going to approach him?</p> <p>4 A. Because I dealt with him before and they got</p> <p>5 arrested because of me before in a different property.</p> <p>6 Q. Okay.</p> <p>7 A. The same group. So they know me very well.</p> <p>8 And they know I --</p> <p>9 Q. But that day, you're saying he knew you were</p> <p>10 going to talk to him?</p> <p>11 A. Because he saw me by the door and he looked at</p> <p>12 me. He saw me clearly by the door, the glass door. He</p> <p>13 saw me very well.</p> <p>14 Q. And when you say he came up to you</p> <p>15 aggressively, what does that mean?</p> <p>16 A. Aggressively, like when you see somebody just</p> <p>17 come up to them with the carts, attempted to hit them</p> <p>18 in the carts.</p> <p>19 Q. Did he touch you with the cart?</p> <p>20 A. I don't remember if he touched me -- touched</p> <p>21 me with the carts, but he came towards me with the</p> <p>22 carts.</p> <p>23 Q. Okay. And so when he aggressively came</p> <p>24 towards you, did he do any other gestures towards you?</p> <p>25 A. When he made the threat, I realized he was</p>	<p>02:15:20-02:16:18 Page 179</p> <p>1 here, stand over here, call the proper authority. The</p> <p>2 proper authority will come and deal with him in the</p> <p>3 legal matter. So it's not gonna be under my</p> <p>4 responsibility. Why did you not did this or why did</p> <p>5 you do this. And both ways, I did not acted alone,</p> <p>6 like, by myself. I was told what to do by the property</p> <p>7 manager. If I didn't do what the property manager told</p> <p>8 me to do, I'd be in trouble too. Like, why did you</p> <p>9 didn't listen to him.</p> <p>10 Q. Do you work for H-E-B?</p> <p>11 A. I'm hired by Allied Universal to --</p> <p>12 Q. Correct. So Allied Universal was your</p> <p>13 employer, right?</p> <p>14 A. Correct.</p> <p>15 Q. So Allied Universal's policies and procedures</p> <p>16 controlled your employment, right?</p> <p>17 A. Correct.</p> <p>18 Q. And we just went through the post orders</p> <p>19 together, right?</p> <p>20 A. Right.</p> <p>21 Q. And it says do not touch a shoplifter,</p> <p>22 correct?</p> <p>23 A. Does H-E-B has those post orders and</p> <p>24 management's aware of that? Absolutely looks like not.</p> <p>25 Why did they contact me? Why would he contact me and</p>
<p>02:13:52-02:15:17 Page 178</p> <p>1 completely intoxicated. He's not in his full mindset.</p> <p>2 You never know what this person's capable -- capable</p> <p>3 of. So I used the proper force to detain him according</p> <p>4 to Allied Universal guidelines and instructions and</p> <p>5 policy.</p> <p>6 Q. Are you a corporate representative for Allied?</p> <p>7 A. I'm not a corporate representative for --</p> <p>8 Q. So do you know what Allied's policy --</p> <p>9 A. The policy says it's -- the policy says if</p> <p>10 somebody makes a threat towards you or anything like</p> <p>11 that, use the probable -- probable force. So the</p> <p>12 person is -- for example, if that person left the</p> <p>13 property and he has -- I took the item away and he's</p> <p>14 not in full his mindset, I don't know if he's walking</p> <p>15 out and there's an 80-years-old -- older woman, he's</p> <p>16 gonna grab a knife and stab her and take her car. And</p> <p>17 they're gonna be like, Where were you? Why didn't you</p> <p>18 do something? That's one.</p> <p>19 Two, if he goes back, grab a gun -- he's</p> <p>20 so pissed off that I took his liquor away. He's gonna</p> <p>21 come back and I'm patrolling or the manager is inside,</p> <p>22 he's gonna come and shoot somebody in the head and kill</p> <p>23 somebody. And that's when I'm gonna be in trouble in</p> <p>24 both ways.</p> <p>25 So the proper way is contact -- have him</p>	<p>02:16:21-02:17:28 Page 180</p> <p>1 said observe this guy? They didn't -- he should --</p> <p>2 let's say, for example, Kevin should know that's not my</p> <p>3 job. He should not contact me. He shouldn't have told</p> <p>4 me these are shoplifting. If I'm on the second floor,</p> <p>5 I'm patrolling. Why would he text me and said these</p> <p>6 people are shoplifting? He should have never told me.</p> <p>7 Q. Twana, I'm going to stop you right there</p> <p>8 because he didn't say they're shoplifting. It says</p> <p>9 attempted beer theft.</p> <p>10 A. It's the same thing. It's shoplifting.</p> <p>11 Q. Shoplifting requires them to leave the store,</p> <p>12 right?</p> <p>13 A. What's the difference between shoplifting and</p> <p>14 beer theft? They both are not paying. They stole.</p> <p>15 They stealing. So both of categories against the law.</p> <p>16 Whatever it is, in State of Texas, if you shoplift, it</p> <p>17 don't matter if it's a dollar or \$5, or \$1. If you</p> <p>18 don't pay for it, it's -- it's against the law. If I'm</p> <p>19 steal this document, it's worth one penny. In State of</p> <p>20 Texas, if I refuse to pay for this document and I'm</p> <p>21 leaving and I put hands on you, that's a felon in the</p> <p>22 State of Texas. So --</p> <p>23 Q. Are you a law enforcement?</p> <p>24 A. I'm not a law enforcement but I'm --</p> <p>25 Q. Are you a trained in law enforcement?</p>

<p>02:17:30-02:18:23 Page 181</p> <p>1 A. I am -- I am aware of the law very clearly in 2 the State of Texas. 3 Q. Great. What's the Texas penal code that 4 you're referring to? 5 A. I'm gonna -- I don't know the penal code 6 exactly by my head. 7 Q. So how are you trained in the penal code, 8 Twana? 9 A. I have been in the security business for -- 10 for a period of time. There are things you learn 11 within your experience. For example, when I'm wearing 12 a uniform, the State of Texas says I'm a public 13 servant. If you assault me, it means you assaulted a 14 police officer, you'll be charged as a -- charged a 15 police officer. That's in the State of Texas law. 16 What's the law code? I have no idea. 17 Q. So you're saying anytime a security guard that 18 works for a private company is assaulted, the police 19 are going to charge them as assaulting a police 20 officer? 21 A. Yes. That's what the law is. That's in the 22 State of Texas. 23 Q. I'm glad you're so confident, Twana. 24 A. That is the law. It's a -- 25 Q. So going back to the relevant issue here, did</p>	<p>02:19:11-03:08:42 Page 183</p> <p>1 MS. HERNANDEZ: Are you refusing to 2 answer? 3 THE WITNESS: I'm answering all his 4 questions. 5 Q. (By Mr. Shine) The question simply is: Did 6 he physically touch you? 7 A. You cannot -- some questions you cannot ask 8 them -- answer them by yes or no. It's impossible to 9 ask somebody yes or no, some stuff. 10 MS. HERNANDEZ: Do you understand what he 11 means by "physically"? 12 THE WITNESS: No. 13 MR. SHINE: We're going to stop. We're 14 going to take a break. Go off the record, please. 15 THE VIDEOGRAPHER: Off the record at 16 2:19. 17 (Off the record 2:19 p.m. to 3:07 p.m.) 18 THE VIDEOGRAPHER: Back on the record at 19 3:07. 20 Q. (By Mr. Shine) Twana, before we took a break, 21 there was a question that was posed to you with respect 22 to this guy that was allegedly shoplifting, right? And 23 the question was: Did he touch you or physically touch 24 you in any way? So I'm going to ask the same question. 25 Did he touch you that day?</p>
<p>02:18:25-02:19:11 Page 182</p> <p>1 this man physically touch you in any way? 2 A. He came up to me aggressively. 3 Q. Did he physically touch you in any way? 4 A. He made a threat towards me. 5 Q. Did he physically touch you in any way? 6 A. He made a threat towards me. 7 MR. SHINE: Counsel, please advise your 8 client to answer the question. He's clearly being 9 evasive. 10 THE WITNESS: I'm not. 11 Q. (By Mr. Shine) The question is: Did he 12 physically touch you? Yes or no? 13 A. He came up to me with the carts, the pushing 14 carts. Attempted to assault me with the pushing cart, 15 so I act on it. It was -- it was a threat. 16 MR. SHINE: Your client is not answering 17 the question. And if he's going to continue to be 18 evasive -- 19 MS. HERNANDEZ: He's trying to answer -- 20 MR. SHINE: -- we'll go to the Court. 21 MS. HERNANDEZ: -- to the best of his 22 ability. 23 MR. SHINE: It's not. It's a simple yes 24 or no, Counsel. If he's refusing or continuing to be 25 evasive, I will go to Judge Rosenthal.</p>	<p>03:08:43-03:10:46 Page 184</p> <p>1 A. I do not remember. 2 Q. You stopped him, right, from leaving the 3 store? 4 A. I was told to stop him and I asked the -- I 5 asked him when he was leaving the store to -- I gave 6 him the opportunity to pay for the items or leave the 7 items and leave the premises of the property and the 8 store. 9 Q. Okay. But you stopped him at some point, 10 right? 11 A. Correct. 12 Q. And when you stopped him, he was still inside 13 the store, right? 14 A. What do you mean, "inside the store"? Like, 15 inside the store or in the property? What exactly, 16 like -- 17 Q. Inside the store. 18 A. I think so. By the exit. 19 Q. Okay. But he hadn't -- he had not exited the 20 store at that point, right? 21 A. I don't remember exactly if he was outside -- 22 outside of the store. He was in the store area. 23 Q. Okay. So where were you? Were you inside the 24 store or outside the store? 25 A. I was by the gate, by the door, the entrance</p>

<p>03:10:51-03:11:44 Page 185</p> <p>1 or the exits of the store.</p> <p>2 Q. Right. So you testified previously that you</p> <p>3 had entered the store when the manager asked you to</p> <p>4 come inside, right?</p> <p>5 A. Yes.</p> <p>6 Q. And then you observed these gentlemen and</p> <p>7 followed him as he went towards the registers, right?</p> <p>8 A. I went towards the door after that.</p> <p>9 Q. Right. And you stood inside the store at that</p> <p>10 point, right?</p> <p>11 A. I was not inside the store, like, physically</p> <p>12 inside the store. I was by the gate. Because there's</p> <p>13 a metal barrier, glass. I was by the metal barrier or</p> <p>14 the glass.</p> <p>15 Q. Okay. And you said he approached you with a</p> <p>16 shopping cart, right?</p> <p>17 A. Yeah, that's correct.</p> <p>18 Q. And you said he approached you aggressively.</p> <p>19 Your words, right?</p> <p>20 A. Yes.</p> <p>21 Q. Can you again describe what you mean by</p> <p>22 "aggressively"?</p> <p>23 A. Coming towards me with the carts after I asked</p> <p>24 him to -- like, approached him, went up to him or after</p> <p>25 he saw me.</p>	<p>03:13:04-03:14:08 Page 187</p> <p>1 Q. Were you the one that called the police?</p> <p>2 A. No, I did not.</p> <p>3 Q. Do you know who called the police?</p> <p>4 A. The manager.</p> <p>5 Q. When you say "the manager," is that Kevin you</p> <p>6 were talking about earlier?</p> <p>7 A. I believe so. There were multiple managers.</p> <p>8 Which one called 9-1-1? Not too sure.</p> <p>9 Q. Okay. And what police department arrived?</p> <p>10 A. Local police department.</p> <p>11 Q. I'm not sure what local means. I'm not from</p> <p>12 the area. Can you tell me what local means to you?</p> <p>13 A. Whatever jurisdiction of police department</p> <p>14 that area in, that particular agency showed up.</p> <p>15 Whatever agency will patrol that area.</p> <p>16 Q. Okay. So in your experience, what agency</p> <p>17 paroles that area?</p> <p>18 A. Well, since it's a different city, it's not</p> <p>19 HPD, it's -- it's a B police department. So, Bellaire</p> <p>20 Police Department, I believe they showed up.</p> <p>21 Q. And when you said you were attempting to place</p> <p>22 him in handcuffs when the police arrived, what do you</p> <p>23 mean by "attempting"?</p> <p>24 A. Because I was putting handcuffs on him and --</p> <p>25 on one of the hand, and he was, like, resisting. You</p>
<p>03:11:46-03:13:01 Page 186</p> <p>1 Q. And when he didn't follow your directions,</p> <p>2 what did you do?</p> <p>3 A. He made the threat, and I acted on the threat.</p> <p>4 Q. When you say "he made the threat," what are</p> <p>5 you talking about?</p> <p>6 A. "I'm gonna cut you up. Move out of my way."</p> <p>7 Q. Okay. And again, he never showed you a knife,</p> <p>8 right?</p> <p>9 A. He didn't pull anything out, like, physically</p> <p>10 show me or anything like that, no.</p> <p>11 Q. Okay. And when -- again, he refused to stop</p> <p>12 on your directions. You said you acted, right? What</p> <p>13 did you do?</p> <p>14 A. Detained him.</p> <p>15 Q. And what do you mean by "detained him"?</p> <p>16 A. Put in handcuffs, attempt to put handcuffs on</p> <p>17 him.</p> <p>18 Q. So putting him in handcuffs or attempting to</p> <p>19 put him in handcuffs, to me, means two different</p> <p>20 things. What did you do?</p> <p>21 A. Because I -- I didn't complete the handcuffs</p> <p>22 hundred percent when law enforcement showed up. Like,</p> <p>23 he was -- I'm putting handcuffs on him, the police</p> <p>24 showed up behind me exactly. They were there very fast</p> <p>25 to respond back. Faster than I ever thought about.</p>	<p>03:14:11-03:15:43 Page 188</p> <p>1 know, not cooperative. And I had to attempt to put the</p> <p>2 other one handcuffs on. The police showed up not</p> <p>3 completely on, and police took him away immediately.</p> <p>4 Q. How many police officers showed up?</p> <p>5 A. On top of my head, I don't have a knowledge</p> <p>6 of -- don't remember exactly. Maybe three, maybe two.</p> <p>7 Q. After this incident occurred, Twana, did you</p> <p>8 complete an incident report?</p> <p>9 A. I was never given the opportunity to do a</p> <p>10 police -- sorry -- incident report.</p> <p>11 (Exhibit No. 21 marked.)</p> <p>12 Q. Twana, I'm handing you a copy of an incident</p> <p>13 report that you completed after this incident. Would</p> <p>14 you agree --</p> <p>15 MR. SHINE: This is, for the record,</p> <p>16 AUS 671 through AUS 674.</p> <p>17 Q. (By Mr. Shine) On the first page, 671, do you</p> <p>18 see in the middle where it says "Name"?</p> <p>19 A. Yes.</p> <p>20 Q. That is your name?</p> <p>21 A. Yes.</p> <p>22 Q. Is that your handwriting?</p> <p>23 A. Yes.</p> <p>24 Q. Is that your phone number?</p> <p>25 A. Yes.</p>